

STEVEN BENITO RUSSO
Chief of Enforcement
WILLIAM L. WILLIAMS, JR.
Senior Commission Counsel
FAIR POLITICAL PRACTICES COMMISSION
428 J Street, Suite 620
Sacramento, CA 95814
Telephone: (916) 322-5660
Facsimile: (916) 322-1932

Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 01/151
)	
NO TAX MONEY FOR POLITICAL)	STIPULATION, DECISION and
CAMPAIGNS, NO ON PROP. O and)	ORDER
JAMES SUTTON,)	
)	
Respondents.)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents No Tax Money for Political Campaigns, No on Prop. O and James Sutton hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to

subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

It is further stipulated and agreed that Respondents violated the Political Reform Act by failing to file a second pre-election campaign statement, in violation of Government Code sections 84200.5, subdivision (b) and 84200.7 (b)(2) (1 count). Exhibit 1 is attached hereto and incorporated by reference, as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

Respondents agree to the issuance of the decision and order, which is attached hereto. Respondents also agree to the Commission imposing upon them an administrative penalty in the amount of One Thousand Five Hundred Dollars (\$1,500). A cashier's check from Respondents in said amount, made payable to the "General Fund of the State of California," is submitted with this stipulation as full payment of the administrative penalty, and shall be held by the State of California until the Commission issues its decision and order regarding this matter. The parties agree that in the event the Commission refuses to accept this stipulation, it shall become null and void, and within fifteen (15) business days after the Commission meeting at which the stipulation is rejected, all payments tendered by Respondents in connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate and agree that in the event the Commission rejects the stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither any member of the Commission, nor the Executive Director, shall be disqualified because of prior consideration of this stipulation.

Dated: _____

Mark Krausse
Executive Director
Fair Political Practices Commission

Dated: _____

James Sutton on behalf of
No Tax Money for Political Campaigns, No on Prop. O,
Respondent

Dated: _____

James Sutton, Treasurer
Respondent

1 **DECISION AND ORDER**

2 The foregoing stipulation of the parties “In the Matter of No Tax Money for Political Campaigns,
3 No on Prop. O and James Sutton, FPPC No. 01/151,” including all attached exhibits, is hereby accepted
4 as the final decision and order of the Fair Political Practices Commission, effective upon execution
5 below by the Chairman.

6
7 IT IS SO ORDERED.

8
9 Dated: _____

10 _____
Liane M. Randolph, Chairman
Fair Political Practices Commission
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28